

***CALIFORNIA
DEPARTMENT
OF
VETERANS
AFFAIRS***

***DEPENDENTS
FEE WAIVER
PROGRAM***

POLICY MANUAL

REVISED JANUARY 2006

CALIFORNIA DEPARTMENT OF VETERANS AFFAIRS

DEPENDENTS FEE WAIVER PROGRAM

CONTENTS

Introduction	1
Plan A	2
Plan B	3
Plan C	4
Plan D.	5
Requirements and Definitions	6 - 10
Plan A Authorization Letter	11
Plan B Authorization Letter.....	12
Reasons for Denial Listing	13-14
Sample Denial Letter	15
Election Statement.....	16

CALIFORNIA DEPARTMENT OF VETERANS AFFAIRS

DEPENDENT FEE WAIVER PROGRAM

INTRODUCTION:

The mission of the California Department Of Veterans Affairs is to promote and deliver the benefits provided by the grateful State of California to its deserving veterans and their families.

One of the most rewarding benefits the California Department of Veterans Affairs (CDVA) administers is the Dependents Fee Waiver Program (previously referred to as the Veterans Dependents Educational Assistance Program).

Originally enacted in 1935, this program has seen many changes through the years. Current benefits are provided under the authority of both the Military and Veterans Code, Article 2, Sections 890 through 899 and 980, and the Educational Code, Sections 66025 through 66025.6.

The basic benefit is the waiver of mandatory system-wide fees at any campus of the University of California (UC), California State University (Cal-State, including the California Maritime Academy), or California Community College.

Although the basic benefits of this program are the same, eligibility requirements contained in the Military and Veterans Code are different from the eligibility requirements contained in the Educational Code.

It is imperative to understand the different eligibility requirements as a dependent may qualify under one of the above codes, but not the other.

To simplify matters, when referring to the provisions of the Military and Veterans Code, we will use the term Plan A. When referring to the provisions of the Educational Code, we will use the term Plan B and D. When referring to benefits provided to members of the California National Guard, the term Plan C will be used.

Plan “A”

Who May Qualify:

- (1) The CHILD of a wartime veteran who is totally disabled due to service-connected disabilities, or whose death was officially rated as service-connected. The child must be over 14 years old and under 27 years old, unless the child is a veteran, and then the age limit is extended to age 30,

OR

- (2) The SPOUSE or Registered Domestic Partner (RDP) of a wartime veteran who has been rated as service-connected totally disabled. Note that there are no age limit restrictions,

OR

- (3) The unmarried SURVIVING SPOUSE or un-terminated RDP of a wartime veteran whose death has been rated as service-connected. Note that there are no age limit restrictions,

OR

- (4) ANY DEPENDENT of any veteran who has been declared missing in action, captured in the line of duty by hostile forces, or forcibly detained or interned in the line of duty by a foreign government or power.

OR

- (5) Specified dependents of a Registered Domestic Partner. See definitions (Registered Domestic Partnership).

Specifics of Plan A:

- (a) Wartime service required (except for #4 above). The veteran must have served at least one day of active duty during a period of war as declared by the U.S. Congress, or during any time in which the veteran was awarded a campaign or expeditionary medal.
- (b) Specific age requirements must be met for an otherwise eligible child.
- (c) Concurrent receipt of benefits under Plan A and United States Department of Veterans Affairs (USDVA) Chapter 35 benefits is prohibited. In order to receive benefits under Plan A, a dependent must sign an “election” statement acknowledging this fact.
- (d) There are no income restrictions under this plan.
- (e) The event which caused basic entitlement to benefits, (i.e., the date the veterans died of service-connected causes or the date the USDVA rated the veteran as totally disabled as a result of service-connected disabilities), must have occurred prior to the CHILD’S 21st birthday.

Applicable Statutes:

Military and Veterans Code §890-899 and §980.

Plan “B”

Who May Qualify:

A child of a veteran who has a service-connected disability, or had a service-connected disability at the time of death, or died of service-related causes. The child’s “annual income”, which includes the child’s adjusted gross income, plus the value of support provided by a parent, may not exceed the “annual income limit”.

Specifics of Plan B:

- (a) Wartime service not required.
- (b) No specific age requirements.
- (c) No prohibition against concurrent receipt of fee waiver benefits and USDVA Chapter 35 benefits.
- (d) Children are the only dependents eligible under this Plan.
- (e) Current academic year entitlement is based upon the previous calendar year’s “annual income”.
- (f) Specified dependents of a Registered Domestic Partner. See definitions (Registered Domestic Partnership).

Applicable Statutes:

Educational Code §66025.3

Plan “C”

Who May Qualify:

Any dependent, or surviving spouse/RDP who has not remarried/terminated the partnership, of any member of the California National Guard, who in the line of duty, and while in the active service of the state, was killed, died of a disability resulting from an event that occurred while in active service to the state, or is permanently disabled as a result of an event that occurred while in the service to the state. “Active service to this State”, for the purpose of this subdivision, means a member of the California National Guard activated pursuant to Section 146 of the Military and Veterans Code.

Specifics of Plan C:

- (a) Guard member’s death or permanent disability must have occurred while in the active service of the state.
- (b) This program applies only to dependents, surviving spouses, or surviving RDPs of members of the California National Guard.
- (c) All applications and inquiries for fee waiver benefits under Plan C shall be forwarded to:

California Department of Veterans Affairs
Veterans Services Division
1227 ‘O’ Street
Sacramento, California, 95814

Applicable Statutes:

Educational Code §66025.3

Plan “D”

Who May Qualify:

1. Medal of Honor recipients
2. The child of a Medal of Honor recipient.
3. Specified dependents of a Registered Domestic Partner. See definitions (Registered Domestic Partnership).

Specifics of Plan D:

- (a) Benefits under this program are limited to undergraduate studies only.
- (b) Age, income, and residency requirements must be met for a child.
- (c) Spouses, RDPs, surviving spouses or surviving RDPs are not eligible under this program.
- (d) There are no prohibitions against receiving concurrent USDVA Chapter 35 benefits.

NOTE:

- 1) If you receive an application under this plan, first try to establish entitlement to benefits under Plan A or B, as their provisions are less restrictive.
- 2) If you receive an application under this plan and cannot grant benefits under Plan A or B, forward the application package to:

Veterans Services Division
California Department of Veterans Affairs
1227 ‘O’ Street
Sacramento, CA 95814

Applicable Statutes:

Educational Code §66025.3

REQUIREMENTS AND DEFINITIONS

Unless specifically described otherwise, definitions of terms not listed below, should be obtained from the Military and Veterans or Educational Codes, or from Title 38, U.S. Code, or the Code of Federal Regulations (CFR's).

ACADEMIC YEAR

An "Academic Year" (AY) shall encompass 365 days, shall commence on the first day, and shall end on the last day of the academic year in accordance with the individual school's calendar. Note: The start of the AY may vary from campus to campus.

ANNUAL INCOME

Annual income for the purposes of Plan B, shall be the amount of income reported to the Internal Revenue Service (IRS) or Franchise Tax Board (FTB) as "Adjusted Gross Income" (AGI) plus, the monetary value of support provided by a parent, from the period January 1st through December 31st of the preceding calendar year (i.e., if a student is applying for benefits for AY 2006-2007, the total amount of AGI and value of support from tax year 2005 will be used in determining eligibility.) Per Educational Code Section 66025.3(a), the student's AGI and value of support cannot exceed the annual income limit as published by CDVA.

ANNUAL INCOME LIMIT

Per Educational Code Section 66025.3(c), CDVA shall set the annual income limit at the "National Poverty (threshold) Level" rate for a "single person under age 65," as published by the United States Census Bureau (USCB). When determining the income limit for the upcoming academic year, CDVA shall set the annual income limit at the first published rate for the preceding calendar year (to correspond with the tax year used in determining annual income). The "national poverty (threshold) level" rate for a "single person under age 65," as published by the United States Census Bureau (USCB), shall be the annual income limit for the upcoming academic year. CDVA shall determine and publish the annual income limit no more than once per year. No retroactive awards shall be made based upon subsequent USCB adjustments.

APPEALS/APPELLATE AUTHORITY

Original appeals of denial of benefits must be filed with the Chief, Veterans Services Division, 1227 'O' Street, Sacramento, California 95814. Appeals must be in writing, stating the reasons for appealing the denial of benefits, and filed within 90 days of the date on the denial letter. The appeal should include evidence, and/or statements that support the belief that the denial of benefits was in error. Appeals should include a copy of the denial letter and a telephone number where the student may be reached during normal business hours. Should the Chief, Veterans Services Division deny the original appeal, the second appellate level is with the California Veterans Board, 1227 'O' Street, Sacramento, California 95814. Appellate determinations will be shared with the appropriate County Veteran Service Office (CVSO).

APPLICATION

Formal applications for benefits under this program shall be on the form as developed by CDVA. The most recent CDVA, Veterans Services Form “DVS 40” shall be used. DVS 40 applications received by Facsimile (FAX) are acceptable. The application may be downloaded at www.cdva.ca.gov under Veteran Services, Veterans Dependents Educational Assistance.

APPROVAL AUTHORITY

CDVA, Veterans Services Division, or its appointees, including any CVSO who maintains state certification qualifications, may determine eligibility to receive benefits under this Program. In cases where an award or denial of benefits is generated through a CVSO, notices of such awards or denials of benefits shall be signed by the appointed County Veterans Service Officer. In limited circumstances, senior staff may sign “for the CVSO,” but only in the CVSO signature block. These requirements also apply to “Copies” of award or denial letters.

APPROVAL PERIOD

Approval for benefits under this program shall be granted on an academic year basis. There shall be no partial year grants of benefits. Applicants must re-apply each year to maintain entitlement. Approvals may be granted only for the current AY, or the immediate upcoming AY. No approvals under Plan B shall be granted until appropriate income information is available (i.e., a grant of benefits for the 2006-2007 AY cannot be made until 2005 income is verified).

ATTAINED ELIGIBILITY

A dependent child may be eligible for benefits under Plan A, only if the event which created basic entitlement, such as death in service or the date of the USDVA grant of service-connected total disability benefits, occurred prior to the child’s 21st birthday.

CHILD

For the purpose of this program, a child shall be the veteran's: (1) natural child, or (2) step child (see note), or (3) adopted child, or (4) a person in which a veteran has obtained a court order granting “Care Custody and Control.” Supporting documents verifying (3 and 4) above must be of record. A child’s marital status alone will not be sufficient grounds for a denial of benefits under Plan B. **Note:** A stepchild of a registered domestic partner is not eligible under Plan A because of the specific provisions of the Military and Veterans Code and Title 38, U.S. Code.

DEATH OF VETERAN, EFFECT ON DEPENDENTS ENTITLEMENT

The death of a service-connected disabled veteran shall have NO adverse effect on a dependents eligibility to receive benefits under this program.

EFFECTIVE DATE OF BENEFITS

The earliest date, in which entitlement to benefits under this program can be established, shall be the beginning date of the academic year in which the application for benefits was received by the CDVA or its appointees.

NOTE: An exception to the above, relates to claims received under the provisions of Military & Veterans Code Section 890.3. The law permits retroactive fee waiver benefits from the school system when a claim for fee waiver benefits is denied, **due solely** to the fact that the claimant in question has a claim pending with the USDVA for service-connected disability or death benefits, but has yet to be awarded such benefits. In these cases, once the USDVA awards service connected disability or Dependent Indemnity Compensation (DIC) benefits, the earliest

effective date of fee waiver benefits, will be the date the original application (DVS-40) was received. Benefits shall be awarded for each academic year in which an application was received. Input into the standard denial format, the attached new language. (Denial reason #7.)

FEES WAIVED

Education Code Section 66025.3 prohibits any campus of the University of California, California State University or California Community College system from charging "...mandatory system wide...tuition and fees, including enrollment fees, registration fees, differential fees, or incidental fees..." Note: CDVA determines benefits eligibility. Each school system waives fees, based upon their own definitions and written guidelines. Any disagreements over what fees should be waived, should be resolved at the lowest possible level-between the student and school involved. Nothing shall prevent educational institutions from charging non-resident fees.

NATIONAL POVERTY LEVEL

For the purposes of Plan B, the National Poverty Level is defined as the poverty threshold for a single person, under the age of 65, according to the U.S. Census Bureau. CDVA will annually publish the annual income limit based upon the poverty threshold dollar amount.

NOTE: see "ANNUAL INCOME LIMIT" in this section.

PERIOD OF WAR

For the purpose of Plan A, a veteran must have served during a period of war as declared by the U.S. Congress, or in a campaign or expedition in which a medal has been authorized by the U.S. Government.

REGISTERED DOMESTIC PARTNERS

Under Plan A, which is administered under the provisions of the Military and Veterans Code, if all other requirements are met, benefits may be awarded to:

- (1) The domestic partner or the surviving domestic partner of a totally service-connected disabled veteran or a veteran who died of service-connected causes or,
- (2) The child or adopted child of a totally service-connected disabled veteran, or a veteran who died of service-connected causes.

Note that a "Stepchild" of a domestic partner is not eligible for benefits based upon the specific provisions of the Military and Veterans Code and Title 38, U.S. Code.

Under Plan B, which is administered under the provisions of the Educational Code, and if all other requirements are met, benefits may be awarded to the child, adopted child, step child of a domestic partner, or a person in which a veteran domestic partner has obtained a court order granting "Care, Custody and Control."

Development Procedures

As with all other aspects of our program, in order to establish dependency under domestic partnership provisions, or any other relationship, you must obtain proof of a specific relationship. In other words, obtain official documentation to provide a "link" whenever an applicant for benefits, has a last name that is not the same as a veteran (just as you currently require during fee waiver development). In order to grant benefits in a

domestic relationship case, proof of the relationship must be of record. This proof shall be a copy of the **“Certificate of Registered Domestic Partnership”** as provided by the California Secretary of State, which names the domestic partners and/or dependents, of a domestic relationship.

RESIDENCY DETERMINATIONS

Residency requirements as contained in the Military and Veterans Code Section 890, under Plan A, *are no longer applicable* based upon a 1992 Supreme Court decision. Therefore, when determining eligibility for benefits, “residency” will not be a factor. **Note: All out of state and non-resident fees and issues are determined solely by the individual campus.**

REPONSIBILITIES AND LIABILITIES OF THOSE PROCESSING BENEFITS

Basic legal responsibilities and requirements for assisting or processing claims for veterans benefits are contained in the California Military and Veterans Code, Title 38 U.S. Code, and related regulations. Furthermore, numerous federal, state, county and school system statutes, regulations, policies and operating procedures, govern appropriate activities. Financial as well as other appropriate liability shall exist in this program when the information provided by an applicant clearly and unmistakably rules out entitlement for the benefit, yet the benefit is granted, i.e. there is no service-connected disability/death, or income and value of support exceeds the National Poverty Level, for Plan B.

SERVICE-CONNECTED DISABILITY/DEATH

A *permanent* disability, or death, which has been formally rated by the USDVA or a military service department, Physical Evaluation or Correction Board as service-connected, related or incurred while in the line of duty. Any disabilities rated “for treatment or examination purposes only” do *NOT* qualify.

SPOUSE OR REGISTERED DOMESTIC PARTNER

For the purposes of Plan A, the person married to, or a RDP of, a veteran who is totally disabled as a result of service-connected disabilities. Note that effective January 1, 1997, all age restrictions for a spouse or RDP have been removed.

SURVIVING SPOUSE OR REGISTERED DOMESTIC PARTNER

For the purposes of Plan A, the unmarried person who was married to, or a RDP of, a veteran whose cause of death was officially rated or adjudicated as “service-connected.”

TOTALLY DISABLED

For the purposes of Plan A, a veteran that is rated 100% disabled for service-connected compensation purposes, or in receipt of the 100% compensation rate due to “unemployability” by the USDVA, or rated by the military service department as being 100% or totally disabled due to disabilities incurred while in the line of duty. Temporary ratings, i.e., 38CFR 3.28, 3.29 and 3.30, shall not in themselves be a basis for granting benefits under Plan A. It is permissible to grant benefits under Plan A for veterans rated under Code 18 (unemployability) on a year-to-year basis.

VALUE OF SUPPORT

For the purposes of Plan B, the “Value of Support” shall be the total monetary amount, as “certified under penalty of perjury” by a parent, provided to a child, during the preceding annual

year. Examples of “Value of Support” may include housing assistance, transportation, books and supplies.

VERIFICATION OF DEPENDENCY

In the vast majority of cases, establishing dependency will not be a problem as the dependents last name will be same as the veterans and listed accordingly in USDVA and local office records. In those cases where the last name differs, and USDVA or local records do not establish dependency, develop accordingly: (1) if a stepchild, obtain a copy of the marriage license and child’s birth certificate, (2) if an adopted child, a copy of the adoption order will suffice. You may wish to verify the identity of a student by viewing a drivers’ license or another valid photo I.D.

VERIFICATION OF INCOME (PLAN B)

Under Plan B, a student’s Adjusted Gross Income (AGI) shall be verified with a copy of the return filed with the IRS (1040, 1040EZ, TeleFile) or similar FTB form, or if a copy is not available, a *statement* from the IRS or FTB must be provided verifying AGI or the fact that there is no record of a return being filed. IRS and FTB *statements* may be obtained by submitting an IRS Form 4506-T (note line #7) which is available from your local IRS office or online at www.irs.gov, or by visiting a local IRS or FTB office, or by calling the IRS at 1-800-829-1040, or the FTB at 1-800-852-5711. IRS forms W-2 will not be accepted as proof of AGI. In cases where the DVS 40 reports \$0 AGI, and \$0 value of support, a certified statement (use of VAF 21-4138 is permissible) must be completed which states how the student can afford to attend school.

VERIFICATION OF SERVICE-CONNECTED DISABILITY/DEATH

Verification of service-connected disability/death shall be of record in all cases. Verification shall consist of at least one of the following: A copy of a USDVA or Department of Defense (DOD) award letter including COLA (cost of living) notifications or, a copy of a USDVA Patient Data Card which reflects service-connection, or a DD214 reflecting separation due to disabilities (i.e., severance pay, Temporary Disability Retirement List or Permanent Disability Retirement List, or proof of a communication with USDVA or CDVA staff which includes: the date, the USDVA regional office contacted, the USDVA employee or CDVA claims representative’s name, and the service-connected data obtained.

CVSO Official Letterhead

COLLEGE FEE WAIVER AUTHORIZATION (PLAN A)
DEPENDENTS OF SERVICE-CONNECTED
DISABLED OR DECEASED VETERANS.

ACADEMIC YEAR: 2006-2007

MICHAEL STUDENT
111 ACADEMIC WAY
COLLEGETOWN, CALIFORNIA 90210

Dear Student:

Congratulations! You have been found eligible to receive College Fee Waiver benefits under the provisions of the California Military and Veterans Code, Sections 890-980. These benefits are provided to you by a grateful State of California to recognize the sacrifices made by a veteran while serving our country with honor.

Having been found eligible for benefits means that you will not be required to pay any mandatory system wide enrollment or registration fees, while attending either: (1) a California Community College, (2) a campus of the California State University (Cal State) System, or (3) a campus of the University of California (UC) System. Many colleges and universities have campus-based and extension fees which may not be waived. Contact staff at your school's Veterans Affairs Office for additional information and provide them with a copy of this letter.

Please note the following:

- (1) This authorization is valid only for the academic year listed above.
- (2) You must re-establish eligibility for each subsequent academic year you plan on attending school.
- (3) You must meet California residency requirements of your school in order to receive these benefits.
- (4) You may not receive benefits under this program, and U.S. Department of Veterans Affairs Chapter 35 educational benefits, during the same period.

I wish you success in achieving your educational goals. If you need additional information concerning this program or other veteran's benefits, please contact me at the above address.

Sincerely,

CVSO

cc: school campus

CVSO Official Letterhead

COLLEGE FEE WAIVER AUTHORIZATION (PLAN B)
DEPENDENTS OF SERVICE-CONNECTED
DISABLED OR DECEASED VETERANS.

ACADEMIC YEAR: 2006-2007

MICHAEL STUDENT
111 ACADEMIC WAY
COLLEGETOWN, CALIFORNIA 90210

Dear Student:

Congratulations! You have been found eligible to receive College Fee Waiver benefits under the provisions of the California Educational Code, Section 66025. These benefits are provided to you by a grateful State of California to recognize the sacrifices made by a veteran while serving our country with honor.

Having been found eligible for benefits means that you will not be required to pay any mandatory system wide enrollment or registration fees, while attending either: (1) a California Community College, (2) a campus of the California State University (Cal State) System, or (3) a campus of the University of California (UC) System. Many colleges and universities have campus-based and extension fees which may not be waived. Contact staff at your school's Veterans Affairs Office for additional information and provide them with a copy of this letter.

Please note the following:

(1) This authorization is valid only for the academic year listed above.

(2) You must re-establish eligibility for each subsequent academic year you plan on attending school.

(3) You must meet California residency requirements of your school in order to receive these benefits under Plan B.

I wish you success in achieving your educational goals. If you need additional information concerning this program or other veteran's benefits, please contact me at the above address.

Sincerely,

CVSO

cc: school campus

REASONS FOR DENIAL OF BENEFITS

The following reasons for denial are reflective of the vast majority of appeals encountered. The applicable reason for denial shall be included, exactly as written, in the appropriate space on the denial letter to the applicant. Remember, if benefits must be denied, make sure you deny the benefit for the proper reason(s).

(1) CHILDS INCOME IS OVER THE LIMIT FOR PLAN B

Educational Code Section 66025.3 does not provide the authority to grant fee waiver benefits if your AGI, plus the value of support provided by the parent, is over the annual income limit of (*input current annual income limit*) as published by the California Department of Veterans Affairs. In the future, should your AGI, plus the value of support provided by a parent, decrease to under the annual income limit, please feel free to re-apply.

(2) DEPENDENT IS IN RECEIPT OF CHAPTER 35 BENEFITS UNDER PLAN A, AND NOT ELIGIBLE UNDER PLAN B.

Military and Veterans Code Sections 896.1, prohibits granting fee waiver benefits while you are in receipt of United States Department of Veterans Affairs (USDVA) Chapter 35 benefits. Should your USDVA Chapter 35 benefits terminate, or if you choose to receive our California Dependents Fee Waiver Program benefits instead of USDVA Chapter 35 benefits, please feel free to re-apply.

(3) THE APPLICANT IS APPLYING AS A VETERAN, NOT AS A DEPENDENT.

Military and Veterans Code, Sections 890 through 899, provides fee waiver benefits to certain DEPENDENTS AND SURVIVORS of service-connected disabled or deceased veterans. There are no provisions of this law that grant authority to provide Dependents Fee Waiver benefits in your situation.

(4) THE VETERAN OR VETERANS DEATH IS NOT SERVICE-CONNECTED

Educational Code Section 66025.3 and Military and Veterans Code Sections 890 through 899, does not provide the authority to grant fee waiver benefits if the veteran in question does not have a service-connected disability, or did not die of service-connected causes.

(5) A DEPENDENT IS ATTENDING A PRIVATE COLLEGE/UNIVERSITY OR VOCATIONAL SCHOOL.

Educational Code Section 66025.3 does not provide the authority to grant fee waiver benefits for attendance to *private* colleges, universities or vocational schools. Under the Dependents Fee Waiver Program, eligible dependents must attend a California Community College, California State University or a University of California campus. Should dependents decide to attend one of these schools, they should be encouraged to apply.

(6) A DEPENDENT IS ATTENDING AN OUT-OF-STATE INSTITUTION

Educational Code Section 66025.3 does not provide the authority to grant fee waiver benefits for attendance in an educational institution outside of California. Under the Dependents Fee Waiver Program, eligible dependents must attend a California Community College, California State University or a University of California campus.

Should dependents decide to attend one of these schools in California, they should be encouraged to apply.

(7) THE VETERAN OR VETERANS DEATH IS NOT SERVICE CONNECTED BUT A CLAIM FOR USDVA BENEFITS IS CURRENTLY PENDING.

Education Code Section 66025.3 and the Military and Veterans Code Section 890 through 899, does not provide the authority to grant benefits if the veteran in question does not have a service-connected disability or did not die of service-connected causes. *However, under the provisions of the Military and Veterans Code Section 890.3, you may be eligible for retroactive benefits if; (1) you have a claim for service-connected disability or service-connected death benefits pending with the United States Department of Veterans Affairs (USDVA), and (2) in the future, the USDVA grants service-connected disability of death payments, and (3) you **immediately** bring to our attention proof that the USDVA has awarded service-connected disability or death benefits.*

(8) THE DEPENDENT IS APPLYING FOR RETROACTIVE BENEFITS

Educational Code, Section 66025.3, prohibits granting fee waiver benefits for prior academic years.

SAMPLE DENIAL LETTER

CVSO Letterhead

Date

MICHAEL STUDENT
111 ACADEMIC WAY
COLLEGE TOWN, CALIFORNIA 90210

Dear Student:

Thank you for applying for benefits under the College Fee Waiver Program for Veterans Dependents.

Based upon my review of information you provided, I must deny your application.

******* (PUT THE SPECIFIC REASON (S) FOR DENIAL IN THIS SPACE) *******

If you disagree with my decision, you may appeal to: Chief, Veterans Services Division, 1227 'O' Street, Suite 105, Sacramento, California 95814. Please note that your appeal must be in writing, stating the reasons you feel benefits should be granted, and filed within 90 days of the date of this letter. Your appeal should include evidence, and/or statements that support your belief that my denial of benefits is in error. Be sure to include a copy of this letter and a telephone number where you can be reached during normal working hours.

Sincerely,

CVSO

ELECTION TO RECEIVE CDVA
COLLEGE FEE WAIVER BENEFITS

I understand that Military and Veterans Code, Section 896.1, prohibits me from receiving State of California Department of Veterans Affairs (CDVA) Dependents Fee Waiver benefits under Plan A, if I am in receipt of United States Department of Veterans Affairs (USDVA) Dependents Education (Chapter 35) benefits.

I understand that if I apply for and receive USDVA Chapter 35 benefits after being awarded CDVA Fee Waiver benefits under Plan A for the same period, my CDVA Fee Waiver benefits will be revoked retroactively, my school will be notified of actions taken, and I shall be held financially responsible for any associated fees waived.

Understanding the above, I elect to receive CDVA Dependents Fee Waiver benefits under Plan A, and certify under the penalty of perjury, that I am not currently in receipt of USDVA Chapter 35 benefits.

_____/_____
Date Signed Signature